



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
LANSING

STANLEY "SKIP" PRUSS
DIRECTOR

House Bill 6148 (As Introduced)

Topic: Worker's Compensation—Volunteer Health Practitioner
Sponsor: Representative Roy Schmidt
Co-sponsors: Representatives Kurtz, Hildenbrand, Lemmons, Sheltroun, Polidori, Hammel, Slezak, Geiss, Kandrevas, Pearce, Spade, Scripps, Daley, Moore, Moss, Opsommer, Bolger, Dean, Haugh, Espinosa, Terry Brown, Wayne Schmidt, Lori, Pavlov, DeShazor, and Kowall
Committee: House Labor
Date Introduced: May 6, 2010
Date of Summary: May 20, 2010

The bill amends the Worker's Disability Compensation Act of 1969 to include a volunteer health practitioner in the definition of employee, if he or she is volunteering under the conditions specified in the new Section 173 added by the bill.

Section 173 provides that a volunteer health practitioner who dies or is injured as a result of providing health or veterinary services in this state for a host entity while an emergency declaration is in effect or as a result of training to provide those services is considered to be an employee of the state, except in the following cases:

- The voluntary health practitioner is otherwise eligible for benefits under Michigan law or another state's law.
- The volunteer health practitioner is being compensated, in an amount beyond living expenses, by the host entity or another entity.

The bill defines several terms.

- "Emergency declaration" means a state of disaster or state of emergency declared by the Governor.
- "Health practitioner" is defined as an individual licensed by the state to provide health or veterinary services or an individual registered with the state's electronic database authorized by the Public Health Security and Bioterrorism Preparedness and Response Act of 2002.

DELEG is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

- “Health services” is defined as the provision of treatment, care, advice, or guidance, or other services or supplies related to the health or death to the extent necessary to respond to an emergency. Specific services are included as follows:
 - Services concerning physical or mental condition or functional status of an individual or that affect the structure or function of the body.
 - Sale or dispensing of a drug, device, equipment, or other item in accordance with a prescription.
 - Funeral, cremation, cemetery, or other mortuary services.
- “Host entity” is defined as an entity, other than an individual, operating in Michigan that uses volunteer health practitioners to respond to an emergency.
- “Veterinary services” is defined as provision of treatment, care, advice, guidance, or other services or supplies related to the health or death of an animal or to animal populations to the extent necessary to respond to an emergency. Specific services are once again specified:
 - Diagnosis, treatment or prevention of an animal disease, injury, or other physical or mental condition by the prescription, administration, or dispensing of a vaccine, medicine, surgery, or therapy.
 - Use of a procedure for reproductive management.
 - Monitoring and treatment of animal populations for diseases that have spread, or demonstrate the potential to spread to humans.